# House File 2037 - Introduced

HOUSE FILE 2037 BY WILLS

## A BILL FOR

- 1 An Act relating to lamps and clothing required for the
- 2 operation of bicycles, providing penalties, and making
- 3 penalties applicable.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. Section 321.385A, Code 2020, is amended to read 2 as follows:
- 3 321.385A Citation for unlighted headlamp, rear lamp, or rear 4 registration plate light, or bicycle lamp.
- 5 l. a. A citation issued for failure to have headlamps
- 6 as required under section 321.385 shall first provide for a
- 7 seventy-two-hour period within which the
- 8 person charged with the violation shall replace or repair the
- 9 headlamp.
- 10 b. A citation issued for failure to have rear lamps as
- 11 required under section 321.387 or a rear registration plate
- 12 light as required under section 321.388 shall first provide for
- 13 a seventy-two-hour period within which the
- 14 person charged with the violation shall replace or repair the
- 15 lamps or light.
- 16 c. A citation issued for failure to have a front or rear
- 17 lamp on a bicycle or on a bicycle rider as required under
- 18 section 321.397 shall first provide for a seventy-two-hour
- 19 period within which the person charged with the violation shall
- 20 replace or repair the lamp.
- 21 2. If the person complies with the directive to replace
- 22 or repair the headlamp, rear lamps, or rear registration
- 23 plate light, or bicycle lamp within the allotted time period,
- 24 the citation shall be expunded. If the person fails to
- 25 comply within the allotted time period, the citation shall be
- 26 processed in the same manner as other citations.
- 27 3. A citation issued under this section shall include
- 28 a written notice of replacement or repair which shall
- 29 indicate the date of replacement or repair and the manner in
- 30 which the replacement or repair occurred and which shall be
- 31 returned to the issuing authority within the seventy-two hour
- 32 seventy-two-hour time period.
- 33 Sec. 2. Section 321.397, Code 2020, is amended to read as
- 34 follows:
- 35 321.397 Lamps on bicycles.

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- 1 Every At any time from sunset to sunrise, a bicycle shall
- 2 be equipped with a lamp on the front exhibiting a steady
- 3 or flashing white light, at the times specified in section
- 4 321.384, visible from a distance of at least three hundred
- 5 feet to the front, and every bicycle or bicycle rider shall
- 6 be equipped with a lamp on the rear exhibiting a steady or
- 7 flashing red light visible from a distance of three hundred
- 8 feet to the rear; except that a red reflector may be used in
- 9 lieu of a rear light. A peace officer riding a police bicycle
- 10 is not required to use either front or rear lamps if duty so
- ll requires.
- 12 Sec. 3. Section 321.423, subsection 2, Code 2020, is amended
- 13 by adding the following new paragraph:
- 14 NEW PARAGRAPH. k. A flashing white or red light equipped on
- 15 a bicycle operating on a highway pursuant to section 321.397
- 16 is permitted.
- 17 Sec. 4. Section 321.423, subsection 7, paragraph a,
- 18 unnumbered paragraph 1, Code 2020, is amended to read as
- 19 follows:
- 20 Except as provided in section 321.373, subsection 7, and
- 21 subsection 2, paragraphs "c", and "i", and "k" of this section,
- 22 a flashing white light shall only be used on a vehicle in the
- 23 following circumstances:
- 24 Sec. 5. NEW SECTION. 321.434A Bicycle riders -
- 25 high-visibility or reflective clothing required.
- 26 A person riding a bicycle on a highway with a speed limit of
- 27 forty-five miles per hour or more, other than for the purpose
- 28 of crossing the highway at a crosswalk, shall wear clothing
- 29 and equipment which together contain at least one hundred
- 30 forty-four square inches of high-visibility or reflective
- 31 material visible to the rear of the bicycle. This section
- 32 does not apply to a person riding a bicycle as part of an
- 33 organized bicycle riding event involving five hundred or more
- 34 bicycle riders at which one or more certified peace officers
- 35 are providing traffic control and direction.

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      Sec. 6. Section 805.8A, subsection 9, Code 2020, is amended
 2 by adding the following new paragraph:
 3
      NEW PARAGRAPH.
                      1.
                          Section 321.434A...$ 25.
 4
                              EXPLANATION
           The inclusion of this explanation does not constitute agreement with
 5
            the explanation's substance by the members of the general assembly.
 6
      Current law requires a bicycle to have a front lighted
 7
 8 lamp and either a rear lighted lamp or a rear reflector at
 9 any time from sunset to sunrise, and at such other times
10 when conditions such as fog, snow, sleet, or rain provide
11 insufficient lighting to render clearly discernible persons and
12 vehicles on the highway at a distance of 500 feet ahead.
13 bill instead requires that, from sunset to sunrise, a bicycle
14 must be equipped with a lamp on the front exhibiting a steady
15 or flashing white light visible from a distance of at least 300
16 feet to the front, and every bicycle or bicycle rider must be
17 equipped with a lamp exhibiting a steady or flashing red light
18 visible from a distance of 300 feet to the rear.
      The scheduled fine for a violation of this provision is $25.
19
20 However, the bill provides that a citation issued for failure
21 to have a front or rear lamp on a bicycle or on a bicycle rider
22 must first provide for a 72-hour period within which the person
23 charged with the violation can replace or repair the lamp.
24 the person complies with the directive to replace or repair the
25 bicycle lamp, the citation must be expunged.
26
      The bill requires a person riding a bicycle on a highway
27 with a speed limit of 45 miles per hour or more, other than
28 for the purpose of crossing the highway at a crosswalk, to
29 wear clothing and equipment which together contain at least
30 144 square inches of high-visibility or reflective material
31 visible to the rear of the bicycle. The scheduled fine for a
32 violation of this provision is $25. The bill provides that
33 the provision does not apply to a person riding a bicycle as
34 part of an organized bicycle riding event involving 500 or more
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35 bicycle riders at which one or more certified peace officers

1 are providing traffic control and direction.